

**CULLMAN COUNTY COMMISSION MEETING**  
**August 10, 2010**

**CALL TO ORDER AND WELCOME**

Chairman James Graves called the Commission Meeting to order at 10:00 a.m. and welcomed the visitors.

**CALL OF ROLL TO ESTABLISH QUORUM, INVOCATION AND PLEDGE OF ALLEGIANCE**

Charlotte Slatton, County Clerk, called the roll; present were Chairman James Graves, Commissioner Doug Williams, Commissioner Wayne Willingham, and County Attorney Dan Willingham. The invocation was given by Mac Buttram. George Mann led the Pledge of Allegiance.

**APPROVE MINUTES OF THE JULY 27, 2010 MINUTES, APPROVE APPROPRIATIONS, EXPENDITURES, REQUISITIONS, TRAVEL EXPENSES; AND APPROVE ALL JOURNAL ENTRIES TO BE POSTED.**

Commissioner Willingham made the motion to approve the July 27, 2010 minutes, approve appropriations, expenditures, requisitions, travel expenses and approve all journal entries to be posted. Commissioner Williams seconded the motion, and upon a voice vote, the motion carried unanimously.

**PUBLIC COMMENTS**

**George Mann** thanked the Commission for their support of the Veteran's Memorial Park and requested \$50,000 be appropriated from tourism for the continuation of the park's development.

**Johnny K. Wood** and **Donald Lynn** expressed their support for the appropriation to the park.

A resident of County Road 1189, in the Mt. Nebo area, requested repair work be done on the road.

**Phyllis Little**, EMA Director, reported repair work to Highway 31 N should be completed within two to three weeks.

**Commissioner Willingham** stated Gordon Dunagan, Safety Director, "aka the assistant chairman", has stated that Chairman Graves intends to lay off 18 men from each road department after the November election and asked if Commissioner Williams had heard the rumor. Both Commissioner Williams and Chairman Graves stated they had not heard this. The Chairman went on to say he does not have that authority over the road departments; it is not the prerogative of the Chairman to authorize layoffs at the road department. The associate commissioners make that decision and, besides, he does not believe the road department could function with so few employees. Commissioner Willingham stated he would have only 13 employees left if 18 were laid off.

**NEW BUSINESS**

**Authorize Barry Willingham, Revenue Commissioner, to sign the contract for color orthophotography and update base mapping for the Revenue Department**

Revenue Commissioner Barry Willingham stated he has three proposals for the orthophotography and updating of mapping. The prices range from \$186,000 to \$230,000. The Atlantic Group proposal of \$194,000 factors in a \$20,000 grant which would bring the cost down to \$174,000. If they are unable to obtain the grant, they would still reduce the price to \$174,000. This photography can also be used by the Health Department to determine if a septic system is working properly or by forestry to determine the health of trees. He requested the County Attorney to look over the proposals; however, he prefers to go with The Atlantic Group due to the lower cost. Commissioner Williams made a motion to authorize the Revenue Commissioner to sign the contract with The Atlantic Group contingent on Attorney Willingham's review and approval. Commissioner Willingham seconded the motion which passed on a unanimous voice vote.

**Authorize the Chairman to sign the approval of the issuance of a tax-exempt note for the Health Care Authority of Cullman**

Gary Teichmiller, County Administrator, stated this is a re-issuance of a \$3.5 million note for the Health Care Authority. Attorney Willingham stated this is not a County obligation but it does give the Health Care Authority an IRS advantage by receiving the County's approval. Commissioner Williams made a motion to authorize the Chairman to sign the approval of the tax-exempt note for the Health Care Authority of Cullman. Commissioner Willingham seconded. The motion carried on a unanimous voice vote.

**Consider the surplus of two (2) trailers from the OHV Park**

Chairman Graves read a memo from John Sellers, Director of the OHV Park, which stated the trailers are on loan from Smith Lake Park. They have been used at the OHV Park during the construction of the new environmental center. They have little or no value. Commissioner Williams made a motion to surplus the following trailers and place them on govdeals.com for disposal.

2006 Coachmen Travel Trailer # 1TC2B969861510049

2005 Forest River 28' Travel Trailer # 4X4TWDE265R333507

Commissioner Willingham seconded the motion which passed on a unanimous voice vote.

**Consider the surplus of equipment from the Sanitation Department**

Commissioner Willingham made a motion to surplus the following equipment from the Sanitation Department.

Genicom 4840E Printer # 3S4840AB0000A3

Savin 9115 Copier # 9634-9-63746

Commissioner Williams seconded. On a unanimous voice vote, the motion passed.

**Consider a donation of \$1,000 to the Center Hill Community Center**

Commissioner Williams made a motion to donate \$1,000.00 to the Center Hill Community Center. Commissioner Willingham seconded the motion which passed on a unanimous voice vote.

**Resolution 2010-58 - Renew participation in ACCA Liability Fund to expire December 31, 2014**

Chairman Graves asked Commissioner Williams to explain the ACCA Liability Fund since he serves on that Board. Commissioner Williams stated the Board has been wise in their investments over the past few years and as a result they are offering a 7.5% discount if the County will renew their participation for three years to expire in December

2014. Factoring in the discounts the County already receives and the anticipated increase in premiums, the County should receive approximately \$30,000.00 in discounts. Our participation will help to insure the fund stays viable for all counties in Alabama.

Attorney Willingham stated he spoke with ACCA last week and they were very complementary concerning the County's claim ratio. For the size of Cullman County, our claims percentage is much lower than most counties.

Commissioner Williams made a motion to renew the County's participation in the ACCA Liability Fund to expire December 31, 2014. Commissioner Willingham seconded. The motion carried on a unanimous voice vote.

**Resolution 2010-59 – Set speed limit on County Road 935 at 20 MPH**

**Resolution 2010-60 – Set speed limit on County Road 936 at 20 MPH**

Fred Penn, County Engineer, stated County Road 935 and 936 are in the Trade Community. There has been an increase in traffic due to a new development. He recommended setting the speed limit on both roads at 20 MPH. Commissioner Willingham made a motion to set the speed limit at 20 MPH on County Road 935 and 936. Commissioner Williams seconded the motion which carried on a unanimous voice vote.

**Consider plat re-subdividing lots 9 and 10 of Crystal Estate Subdivision located on County Road 260 in District 2**

Keith Creel, Assistant Engineer, stated lots 9 and 10 in the Crystal Estate Subdivision are owned by the same individual. The driveway has encroached on the second lot which they wish to sell. The lot line has been redrawn to make allowance for the drive. All individuals have agreed and signed the plat. Attorney Willingham stated he has met with the buyer and everything is in order. Commissioner Willingham made a motion to allow the re-subdividing of lots 9 and 10 in the Crystal Estate Subdivision. Commissioner Williams seconded. The motion passed on a unanimous voice vote.

**Consider final plat and acceptance of County Roads 379 and 303 for Waterbound Subdivision, Phase II located off County Road 351 in District 2**

Mr. Creel stated the developer has not presented the final plat with necessary signatures. Commissioner Willingham made a motion to table. Commissioner Williams seconded. The item was tabled.

Due to a conflict with the ACCA Conference, the next NARCOG meeting has been changed to August 18, 2010 at the Decatur office of NARCOG.

**NEXT REGULAR COMMISSION MEETING THURSDAY, AUGUST 19, 2010**

Chairman Graves announced due to conflict with the ACCA Conference, the next commission meeting will be, Thursday, August 19, 2010, at 10:00 a.m. in the Commission Office Conference Room.

**ADJOURN THE MEETING**

Commissioner Willingham made a motion to adjourn the meeting. Commissioner Williams seconded. Chairman Graves adjourned the meeting at 10:24 a.m.

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/s/ James D. Graves, Chairman

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/s/ J. Douglas Williams  
Associate Commissioner

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/s/ Wayne Willingham  
Associate Commissioner